

Saturday, October 9, 1937

No. 196

DEPARTMENT OF THE INTERIOR.

Division of Grazing.

MONTANA GRAZING DISTRICT No. 4

MODIFICATION

SEPTEMBER 30, 1937.

Under and pursuant to the provisions of the act of June 28, 1934 (48 Stat. 1269), as amended by the act of June 26, 1936 (49 Stat. 1976), and subject to the limitations and conditions therein contained, Montana Grazing District No. 4, as established April 9, 1935, is hereby so modified that the exterior boundaries shall now include the following-described land:

MONTANA

Principal Meridian

- T. 8 S., R. 20 E.,
secs. 1 and 2;
sec. 3, E½;
secs. 10 to 15, inclusive;
sec. 22, N½;
secs. 23 to 26, inclusive;
secs. 35 and 36;
- T. 9 S., R. 20 E.,
secs. 1 and 2;
secs. 11 to 14 and 23 to 26, inclusive;
secs. 35 and 36;
- T. 6 S., R. 21 E.,
secs. 13 and 14;
secs. 22 to 27, and 34 to 36, inclusive;
- Tps. 7, 8, and 9 S., R. 21 E.,
all;
- T. 5 S., R. 22 E.,
secs. 13 to 15, 22 to 27, and 34 to 36, inclusive;
- Tps. 6, 7, 8, 9, and 10 S., R. 22 E.,
all;
- Tps. 5, 6, 7, 8, and 9 S., R. 23 E.,
all;
- T. 4 S., R. 24 E.,
all;
- T. 5 S., R. 24 E.,
secs. 1 to 35, inclusive;
sec. 36, that part in Carbon County;
- Tps. 6, 7, 8, and 9 S., R. 24 E.,
all;
- Tps. 4, 5, and 6 S., R. 25 E.,
those parts in Carbon County;
- T. 7 S., R. 25 E.,
secs. 6, 7, 18, and 19;
secs. 20 to 24, inclusive, those parts outside of Crow Indian Reservation;
secs. 27 to 34, inclusive;
- T. 8 S., R. 25 E.,
secs. 3 to 10, 14 to 24, and 25 to 36, inclusive;
- T. 9 S., R. 25 E.,
all;
- T. 8 S., R. 26 E.,
secs. 31 and 32;
- T. 9 S., R. 26 E.,
all;
- Tps. 9 and 10 S., R. 27 E.,
all;
- T. 7 S., R. 28 E.,
sec. 13, lots 5 to 8, inclusive;
sec. 14, lots 5 to 8, inclusive;
sec. 15, lots 5 to 8, inclusive;
sec. 16, lots 5 to 8, inclusive;
sec. 17, lots 5 to 8, inclusive;
sec. 18, lots 7 to 10, inclusive;
secs. 19 to 30, and 32 to 36, inclusive;
- T. 8 S., R. 28 E.,
secs. 1 to 5, inclusive;
secs. 6 and 7, E½E½;
secs. 8 to 17, inclusive;
secs. 18 and 19, E½E½;
secs. 20 to 29, inclusive;
secs. 30 and 31, E½E½;
secs. 32 to 36, inclusive;
- T. 9 S., R. 28 E.,
that part in Carbon County;
- Tps. 7, 8, and 9 S., R. 29 E.,
those parts in Carbon County.

T. A. WALTERS,

Acting Secretary of the Interior.

[F. R. Doc. 37-2981; Filed, October 8, 1937; 9:35 a. m.]

DEPARTMENT OF AGRICULTURE.

Agricultural Adjustment Administration.

Issued October 7, 1937

DETERMINATION OF A FARM, AND OF FARMING PRACTICES TO BE CARRIED OUT IN CONNECTION WITH THE PRODUCTION OF SUGARCANE DURING THE CROP YEAR 1937 FOR THE TERRITORY OF HAWAII, PURSUANT TO THE SUGAR ACT OF 1937

Whereas, Subsection (b) of Section 304 of the Sugar Act of 1937 provides that the Secretary shall determine what constitutes a farm for the purpose of the said act, and

Whereas, section 301 of the said act authorizes the Secretary to make payments upon certain conditions with respect to sugar or liquid sugar recoverable from the sugarcane grown on a farm for the extraction of sugar or liquid sugar, and

Whereas, the condition with respect to farming practices, as stated in subsection (e) of section 301 of the said act, is:

That there shall be carried out on the farm such farming practices in connection with the production of sugar beets and sugarcane during the year in which the crop was harvested with respect to which a payment is applied for, as the Secretary may determine, pursuant to this subsection, for preserving and improving fertility of the soil and for preventing soil erosion, such practices to be consistent with reasonable standards of the farming community in which the farm is situated.

Now, Therefore, I, H. A. Wallace, Secretary of Agriculture, do hereby determine:

1. That in the case of the Territory of Hawaii, a farm means all land which is farmed by a producer, or group of producers, as a single farming unit, with cropping practices, work stock, equipment, labor, and management substantially separate from that of any other such unit.

2. That in order to meet the condition provided in the said subsection (e) of section 301 of the said act, there shall be carried out on farms in the Territory of Hawaii, in connection with the production of the 1937 crop of sugarcane, the following farming practices:

(a) For farms on which there is growing at any time during the calendar year 1937 more than 400 acres of sugarcane, the application of chemical fertilizer to sugarcane land fertilized during the calendar year 1937 in an amount not less than that required for the farms referred to in I. R. Announcement 1, issued July 28, 1937, pursuant to the provisions of Insular Region Bulletin 101, Hawaii, issued May 4, 1937.

(b) For farms on which there is growing at any time during the calendar year 1937 more than 100, but not more than 400 acres of sugarcane, the application during 1937 of an average gross weight of chemical fertilizer as defined in the said I. R. Announcement 1, to land on which sugarcane has been planted in 1937 and to land on which a crop of ratoon sugarcane has been started in 1937, in an amount not less than 400 pounds per acre of such land.

(c) For farms on which there is growing at any time during the calendar year 1937 more than 10, but not more than 100 acres of sugarcane, the application during 1937 of an average gross weight of chemical fertilizer, as defined in the said I. R. Announcement 1, to land on which sugarcane has been planted in 1937 and to land on which a crop of ratoon sugarcane has been started in 1937, in an amount not less than 200 pounds per acre of such land.

(d) For farms on which there is growing at any time during the calendar year 1937 not more than ten acres of sugarcane, (1) the application during the 1937 harvest season to the land from which sugarcane is harvested, of the tops and trash cut from such sugarcane; or (2) the carrying out on the farm of any of the soil building practices set forth in the said Insular Region Bulletin 101, Hawaii, for which payment would be made in an amount equal to at least 50¢ per acre for each acre of sugarcane growing on the farm during 1937.

Done at Washington, D. C., this 7th day of October, 1937. Witness my hand and the seal of the Department of Agriculture.

[SEAL]

H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 37-2983; Filed, October 8, 1937; 9:52 a. m.]

Issued October 7, 1937.

DETERMINATION OF A FARM, AND OF FARMING PRACTICES TO BE CARRIED OUT IN CONNECTION WITH THE PRODUCTION OF SUGARCANE DURING THE CROP YEAR 1937-38 FOR PUERTO RICO, PURSUANT TO THE SUGAR ACT OF 1937

Whereas, Subsection (b) of Section 304 of the Sugar Act of 1937 provides that the Secretary shall determine what constitutes a farm for the purpose of the said act, and

Whereas, Section 301 of the said act authorizes the Secretary to make payments upon certain conditions with respect to sugar or liquid sugar recoverable from the sugarcane grown on a farm for the extraction of sugar or liquid sugar, and

Whereas, the condition with respect to farming practices, as stated in subsection (e) of section 301 of the said act, is:

That there shall be carried out on the farm such farming practices in connection with the production of sugar beets and sugarcane during the year in which the crop was harvested with respect to which a payment is applied for, as the Secretary may determine, pursuant to this subsection, for preserving and improving fertility of the soil and for preventing soil erosion, such practices to be consistent with reasonable standards of the farming community in which the farm is situated.

Now, therefore, I, H. A. Wallace, Secretary of Agriculture, do hereby determine:

1. That in the case of Puerto Rico, a farm means all land which is farmed by a producer, or group of producers, as a single farming unit, with cropping practices, work stock, equipment, labor, and management substantially separate from that of any other such unit.

2. That in order to meet the condition provided in the said subsection (e) of section 301 of the said act, there shall be carried out in connection with the production of the 1937-38 crop of sugarcane in Puerto Rico, except in the Island of Vieques, the following farming practices:

(a) For farms on which there is growing at any time during the calendar year 1937 more than 400 acres of sugarcane, the application of chemical fertilizer to sugarcane land fertilized during the calendar year 1937 in an amount not less than that required for the farms referred to in I. R. Announcement 1, issued July 28, 1937, pursuant to the provisions of Insular Region Bulletin 101, Puerto Rico, issued May 4, 1937.

(b) For farms on which there is growing at any time during the calendar year 1937 more than 100, but not more than 400 acres of sugarcane, the application during 1937 of an average gross weight of chemical fertilizer as defined in the said I. R. Announcement 1, to land on which sugarcane has been planted in 1937 and to land on which a crop of ratoon sugarcane has been started in 1937, in an amount not less than 400 pounds per acre of such land.

(c) For farms on which there is growing at any time during the calendar year 1937 more than 10, but not more than 100 acres of sugarcane, the application during 1937 of an average gross weight of chemical fertilizer, as defined in the said I. R. Announcement 1, to land on which sugarcane has been planted in 1937 and to land on which a crop of ratoon sugarcane has been started in 1937, in an amount not less than 200 pounds per acre of such land.

(d) For farms on which there is growing at any time during the calendar year 1937 not more than ten acres of sugarcane; (1) the application during the 1937 harvest season to the land from which sugarcane is harvested, of the tops and trash cut from such sugarcane; or (2) the carrying out on the farm of any of the soil building practices set forth in the said Insular Region Bulletin 101, Puerto Rico, for which payment would be made in an amount equal to at least 50¢ per acre for each acre of sugarcane growing on the farm during 1937.

3. That in order to meet the condition provided in the said subsection (e) of section 301 in connection with the production of the 1937-38 crop of sugarcane in the Island of Vieques, there must be carried out the following agricultural practices:

(a) For farms of the acreage designated in group 2 (a) above, the required application of chemical fertilizer to

sugarcane land fertilized in 1937 shall be in an amount of plant food contained in chemical fertilizer, as such plant food and chemical fertilizer are defined in the said I. R. Announcement 1, not less than the greater of either (1) 75 pounds of plant food per acre of such land, or (2) 90% of the quantity of plant food which was applied during the calendar year 1936, per acre of sugarcane land fertilized during the calendar year 1936.

(b) For farms of the acreage designated in group 2 (b) above, the application during 1937 of an average gross weight of chemical fertilizer, as defined in the said I. R. Announcement 1, to land on which sugarcane has been planted in 1937 and to land on which a crop of ratoon sugarcane has been started in 1937, in an amount not less than 200 pounds per acre of such land.

(c) For farms of the acreage designated in group 2 (c) above, the application during 1937 of an average gross weight of chemical fertilizer, as defined in the said I. R. Announcement 1, to land on which sugarcane has been planted in 1937 and to land on which a crop of ratoon sugarcane has been started in 1937, in an amount not less than 100 pounds per acre of such land.

(d) For farms of the acreage designated in group 2 (d) above, (1) the application during the 1937 grinding season to the land from which sugarcane is harvested, of the tops and trash cut from such sugarcane; or (2) the carrying out on the farm of any of the soil building practices set forth in Insular Region Bulletin 101, Puerto Rico, for which payment would be made in an amount equal to at least 50¢ per acre for each acre of sugarcane growing on the farm during 1937.

Done at Washington, D. C., this 7th day of October, 1937. Witness my hand and the seal of the Department of Agriculture.

[SEAL]

H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 37-2984; Filed, October 8, 1937; 9:52 a. m.]

FEDERAL POWER COMMISSION.

Commissioners: Clyde L. Seavey, Acting Chairman, Claude L. Draper, Basil Manly, John W. Scott.

[Project No. 1391]

APPLICATION OF PACIFIC GAS AND ELECTRIC COMPANY

ORDER SETTING HEARING

Upon application filed by Pacific Gas and Electric Company for preliminary permit for project No. 1391, to consist of a series of large power developments on North Fork of Feather River, California;

The Commission orders: That a hearing on said application be held on November 15, 1937, at 10 a. m. in the Commission's hearing room, Hurley-Wright Building, 1800 Pennsylvania Avenue, Northwest, Washington, D. C.

Adopted by the Commission on October 5, 1937.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 37-2980; Filed, October 8, 1937; 9:35 a. m.]

RURAL ELECTRIFICATION ADMINISTRATION.

[Administrative Order No. 143]

RESCISSION OF ALLOCATION OF FUNDS FOR LOANS

OCTOBER 5, 1937.

I hereby rescind the allocation of \$255,000 for the project Massachusetts 3 Franklin, made by Administrative Order No. 5, dated July 28, 1936, in the amount of \$200,000, and Administrative Order No. 16, dated September 3, 1936, in the amount of \$55,000. This action is being taken, due to the inability of the cooperative to meet the requirements of the State Public Service Commission.

JOHN M. CARLODY, Administrator.

[F. R. Doc. 37-2982; Filed, October 8, 1937; 9:35 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 6th day of October, 1937.

IN THE MATTER OF THOMAS F. GAGEN

ORDER OF SUSPENSION

The Commission having reasonable grounds to believe that the respondent Thomas F. Gagen, a member of the Boston Stock Exchange, a National Securities Exchange within the meaning of the provisions of the Securities Exchange Act of 1934, as amended, did during the period beginning on or about May 27, 1935 and continuing to July 31, 1935, effect transactions in the capital stock of the East Boston Company on the said Exchange in violation of the provisions of Sections 9 (a) (1) and 9 (a) (2) of said Act; and

The Commission on May 4, 1936, having ordered that a hearing be held for the purpose of determining whether or not grounds exist to suspend the said respondent from membership on the said Exchange for a period not to exceed twelve months or to expel him therefrom pursuant to the provisions of Section 19 (a) (3) of said Act, as amended; and

After appropriate notice and hearing on the matter before a duly authorized trial examiner, the trial examiner having filed his report, the respondent having waived oral argument before the Commission and having consented to the entry of an order suspending him from membership on the Boston Stock Exchange for a period of twelve months beginning on the 11th day of October, 1937; and

The Commission having duly considered the matter and being of the opinion such order is necessary and appropriate for the protection of investors;

It is ordered, Pursuant to Section 19 (a) (3) of said Act;

That, effective on the 11th day of October, 1937, respondent Thomas F. Gagen, a member, as that term is defined in said Act, of the Boston Stock Exchange, a National Securities Exchange, be, and hereby is suspended from said Exchange for a period of twelve months; and

It is further ordered, That a copy of this Order be served upon the respondent herein or his counsel, and upon the Secretary of the Boston Stock Exchange.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 37-2985; Filed, October 8, 1937; 12:48 p. m.]

Tuesday, October 12, 1937

No. 197

PRESIDENT OF THE UNITED STATES.

EXECUTIVE ORDER

ENLARGING OUACHITA NATIONAL FOREST

Arkansas

By virtue of and pursuant to the authority vested in me by section 24 of the act of March 3, 1891, 26 Stat. 1095, 1103, as amended (U. S. C., title 16, sec. 471), and by the act of June 4, 1897, 30 Stat. 11, 36 (U. S. C., title 16, sec. 473), it is ordered that, subject to valid existing rights, the following-described public land in Arkansas be, and it is hereby, included in and made a part of the Ouachita National Forest:

FIFTH PRINCIPAL MERIDIAN

T. 4 S., R. 28 W., sec. 31, lots 1 and 5 of NW¼, 79.50 acres.

The reservation made by this order supersedes the temporary withdrawal of the above-described land made by Executive Order No. 7628 of June 8, 1937.¹

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,

October 8, 1937.

[No. 7719]

[F. R. Doc. 37-2996; Filed, October 9, 1937; 11:44 a. m.]

¹ 2 F. R. 998.

EXECUTIVE ORDER

ESTABLISHING CAMAS MIGRATORY WATERFOWL REFUGE

Idaho

By virtue of and pursuant to the authority vested in me as President of the United States, and in order to effectuate further the purposes of the Migratory Bird Conservation Act (45 Stat. 1222), it is ordered that the lands acquired, or to be acquired, by the United States within the following-described area, comprising approximately 10,922 acres in Jefferson County, Idaho, be, and they are hereby, reserved and set apart, subject to existing valid rights, for the use of the Department of Agriculture, as a refuge and breeding ground for migratory birds and other wildlife: *Provided*, that any private lands within the described area shall become a part of the refuge hereby established upon the acquisition of title thereto or lease thereof by the United States:

BOISE MERIDIAN

- T. 7 N., R. 35 E.,
 sec. 1, lots 6 and 7, E½SW¼, and W½SE¼;
 sec. 11, E½E½;
 sec. 12, all;
 sec. 13, lots 1 to 4, inclusive, W½NE¼, E½W½, and W½SE¼;
 sec. 23, NE¼, SE¼NW¼, E½SW¼, and SE¼;
 sec. 24, all;
 sec. 25, lots 1, 2, and 3, and SW¼NE¼;
 sec. 26, W½NE¼ and E½NW¼.
- T. 7 N., R. 36 E.,
 sec. 4, SE¼NE¼ and E½SE¼;
 sec. 5, lots 3 and 4, S½NW¼, and SW¼;
 sec. 6, lots 1, 2, 6, and 7, S½NE¼, E½SW¼, and SE¼;
 secs. 7 to 9 and 16 to 19, inclusive;
 sec. 20, N½, SW¼, and NW¼SE¼;
 sec. 21, N½;
 sec. 29, W½;
 sec. 30, all.
- T. 8 N., R. 36 E.,
 sec. 28, SW¼;
 sec. 29, SE¼SW¼ and SE¼;
 sec. 31, NE¼NE¼;
 sec. 32, N½NE¼, SW¼NE¼, N½NW¼, SE¼NW¼, and SW¼;
 sec. 33, N½NW¼.

This refuge shall be known as the Camas Migratory Waterfowl Refuge.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,

October 8, 1937.

[No. 7720]

[F. R. Doc. 37-2997; Filed, October 9, 1937; 11:44 a. m.]

EXECUTIVE ORDER

ENLARGING WILLAPA HARBOR MIGRATORY BIRD REFUGE

Washington

By virtue of and pursuant to the authority vested in me as President of the United States and in order to effectuate further the purposes of the Migratory Bird Conservation Act (45 Stat. 1222), it is ordered that the following-described lands and accretions thereto, comprising approximately 5,000 acres in Pacific County, Washington, acquired or to be acquired by the United States, be, and they are hereby, reserved and set apart, subject to existing valid rights, for the use of the Department of Agriculture as an addition to the Wallapa Harbor Migratory Bird Refuge established by Executive Order No. 7541 of January 22, 1937¹: *Provided*, that any private lands within the area described shall become a part of the refuge upon the acquisition of title thereto or lease thereof by the United States:

WILLAMETTE MERIDIAN

- T. 11 N., R. 10 W.,
 sec. 5, lots 5 and 6, and SW¼SW¼;
 secs. 6 and 7;
 sec. 8, lots 2 to 5, inclusive, and NW¼NW¼;
 sec. 17, lots 3, 4, and 5;
 secs. 18 and 19;
 sec. 20, lots 1 to 5, inclusive, SW¼NW¼, and W½SW¼;
 sec. 29, lots 2, 3, and 4, and NW¼NW¼;
 sec. 30, all.

¹ 2 F. R. 133.

